

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, July 7, 2014  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

JULY 2014						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	<b>21</b>	22	23	24	25	26
27	28	29	30	31		

AUGUST 2014						
S	M	T	W	T	F	S
					1	2
3	<b>4</b>	5	6	7	8	9
10	11	12	13	14	15	16
17	<b>18</b>	19	20	21	22	23
24	25	26	27	28	29	30
31						

## ACTION AGENDA

(This agenda is subject to changes, additions or deletions at the discretion of the City Council)

Mayor Peggy Dunn

Councilmembers

Ward One

Debra Filla  
Andrew Osman

Ward Two

Louis Rasmussen  
Jim Rawlings

Ward Three

Carrie Rezac  
Tom Robinett

Ward Four

Julie Cain  
James Azeltine

### 1. PLEDGE OF ALLEGIANCE

### 2. APPROVAL OF AGENDA

### 3. CITIZEN COMMENTS

Members of the public are welcome to use this time to make comments about City matters that do not appear on the agenda, or about items that will be considered as part of the consent agenda. It is not appropriate to comment on pending litigation, municipal court matters or personnel issues. Comments about items that appear on the action agenda will be taken as each item is considered. CITIZENS ARE REQUESTED TO KEEP THEIR COMMENTS UNDER 5 MINUTES.

### 4. PROCLAMATIONS

### 5. PRESENTATIONS/RECOGNITIONS

### 6. SPECIAL BUSINESS

A. Ordinance No. 2672, of the City of Leawood, Kansas, establishing a Temporary Moratorium on the enforcement of Leawood Development Ordinance [LDO], pertaining to containers designed to hold books or other media to be shared by members of the community [Roll Call Vote] - **Passed**

B. Discussion of prohibition of detached structures in residential front yards

C. Appointment of Nick Sanders as Human Resources Director - **Approved**

If you require any accommodation (i.e. qualified interpreter, hearing assistance, etc.) in order to attend this meeting, please notify this office at 913.339.6700 or at [www.leawood.org](http://www.leawood.org) no later than 96 hours prior to the scheduled commencement of the meeting.

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## 7. CONSENT AGENDA

Consent agenda items have been studied by the Governing Body and determined to be routine enough to be acted on in a single motion. If a Councilmember requests a separate discussion on an item, it can be removed from the consent agenda for further consideration.

- A. Accept Appropriation Ordinance Nos. 2014-23 and 2014-24 - **Accepted**
- B. Accept minutes of the June 16, 2014 Governing Body meeting - **Accepted**
- C. Accept minutes of the May 14, 2014 Public Works Committee meeting - **Accepted**
- D. Accept minutes of the May 1, 2014 Leawood Foundation meeting - **Accepted**
- E. Accept minutes of the March 25, 2014 Arts Council meeting - **Accepted**
- F. Accept minutes of the February 13, 2013 Bicycle Friendly Committee meeting  
- **Accepted**
- G. Approve Massage Therapy License for Serenity Massage Studio, located at 4707 College Boulevard, Suite # 101, in accordance with Code § 5-510 - **Approved**
- H. Approve 5<sup>th</sup> and Final Pay Request in the amount of \$258,218.94 to Freeman Concrete Construction Company, pertaining to the 2013 Residential Mill & Overlay Project [Project No. 80250] - **Approved**
- I. Approve Change Order No. 2 in the amount of \$96,452.10 to Mega Industries Corporation, pertaining to the Trail Improvement at City Park for the Dog Park, located at 10601 Lee Boulevard [Project # 71018] - **Approved**
- J. Certification of Cost Summary in the amount of \$1,220,000 for the Residential Street Project, 2012 [Project # 80212] - **Approved**
- K. Certification of Cost Summary in the amount of \$5,050,000 for the 2013 Curb Improvement Project [Project # 80250] - **Approved**
- L. **Resolution No. 4274**, approving a Special Event at Park Place at 117<sup>th</sup> & Nall Avenue for a Street Fair to be conducted on Saturday, July 26, 2014, in Leawood, Kansas  
- **Approved**
- M. **Resolution No. 4275**, approving and authorizing the Mayor to execute a Service Agreement in the amount of \$72,300.00, between the City and Acentric, LLC, pertaining to right-of-way and median maintenance - **Approved**
- N. **Resolution No. 4276**, accepting a Permanent Utility Easement from Scott A. Glasrud and Sarah A. Glasrud for Tract 6; located at 5006 W. 143<sup>rd</sup> Terrace, pertaining to the 143<sup>rd</sup> Street Improvement Project, Nall to Windsor [Project 80162] - **Approved**
- O. **Resolution No. 4277**, accepting a Permanent Utility Easement and a Temporary Construction Easement from J. Christopher Wally; for Tract 18; located at 4501 W. 143<sup>rd</sup> Street, pertaining to the 143<sup>rd</sup> Street Improvement Project, Nall to Windsor [Project 80162] - **Approved**
- P. **Resolution No. 4278**, accepting Permanent Utility Easement from Patrick Kelly and Mollie Kelly, for Tract 20; located at 4315 W 143<sup>rd</sup> Street, pertaining to the 143<sup>rd</sup> Street Improvement Project, Nall to Windsor [Project 80162] - **Approved**
- Q. **Resolution No. 4279**, accepting a Deed of Dedication from J. Christopher Wally; for Tract 18; located at 4501 W. 143<sup>rd</sup> Street, pertaining to the 143<sup>rd</sup> Street Improvement Project between Nall and Windsor, in accordance with the GASB-34 Guidelines of Reporting Inventory of Assets [Project 80162] - **Approved**
- R. **Resolution No. 4280**, approving and authorizing the Mayor to execute a Professional Service Agreement in the amount of \$42,822.50, between the City and Shafer Kline & Warren pertaining to a Preliminary Engineering Study of Leawood South Homes Association for a future Johnson County SMAC Project [Project 77016] - **Approved**

- S. **Resolution No. 4281**, approving and authorizing the Mayor to execute a Professional Service Agreement in the amount of \$27,752.50, between the City and Shafer Kline & Warren pertaining to a Preliminary Engineering Study of Waterford Homes Association for a future Johnson County SMAC Project [Project 77017] - **Approved**
- T. **Resolution No. 4282**, to approve a Revised Final Plan for Country Club of Leawood – Roof Replacement, located south of Overbrook Road and east of High Drive (PC Case # 89-14) [from the June 24, 2014 Planning Commission meeting] - **Approved**

**8. MAYOR’S REPORT**

Annual Report: American Revolution Tricentennial CD Fund

**9. COUNCILMEMBERS’ REPORT**

- A. **Councilmember Azeltine-Referral to Stormwater Committee regarding street flooding in the area of Cherry Creek at 128<sup>th</sup> Street**
- B. **Councilmember Robinett – Resignation of Council Seat for Ward Three; Effective July 31, 2014**

**10. STAFF REPORT**

**COMMITTEE RECOMMENDATIONS**

**11. PLANNING COMMISSION**

*[from the July 23, 2013 Planning Commission meeting]*

Ordinance approving a Revised Preliminary Plan for Ranch Mart – Renovation, located north of 95<sup>th</sup> Street and east of Mission Road (PC Case # 61-13) [Roll Call Vote]– **Continued From The September 16, 2013, The October 21, 2013, The November 18, 2013, The December 16, 2013, The January 6, 2014, The February 3, 2014, The April 7, 2014, and The June 2, 2014 Governing Body Meetings – CONTINUED TO THE AUGUST 4, 2014 GOVERNING BODY MEETING** [Roll Call Vote]

**12. OLD BUSINESS**

**13. OTHER BUSINESS**

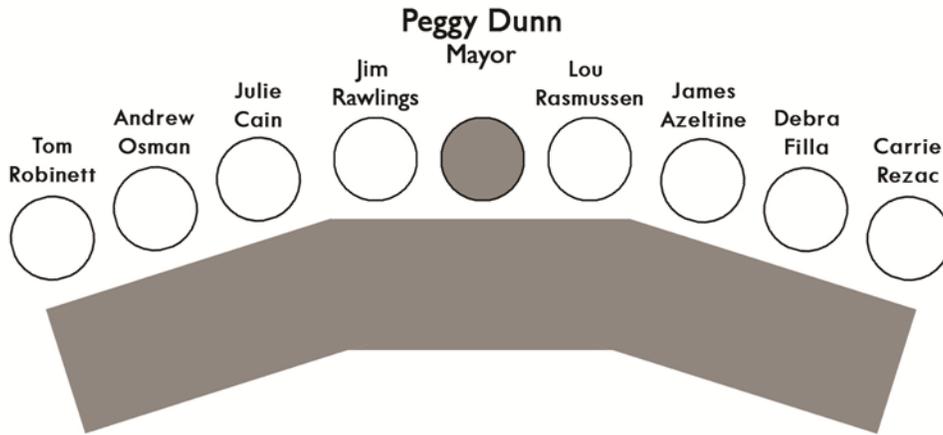
**14. NEW BUSINESS**

- A. **Ordinance No. 2673**, authorizing and providing for the acquisition of lands or interests therein by condemnation for property for the 143<sup>rd</sup> Street Improvement Project between Nall and Windsor [CIP #80162], in accordance with K.S.A. §26-501, *et seq.* [Roll Call Vote] - **Passed**
- B. **Ordinance No. 2674**, authorizing the creation of the Camelot Court Community Improvement District [CID] in the City of Leawood, Kansas; authorizing the imposition of Community Improvement District Sales Tax to be collected within such District; and approving and authorizing certain other actions in connection therewith (Camelot Court CID) [Roll Call Vote] - **Passed**

- C. **Ordinance No. 2675**, repealing Article 9 of Chapter 1 of the Code of the City of Leawood, Kansas, 2000, entitled “Public Building Commission” Roll Call Vote] - Passed
- D. Schedule a Governing Body Executive Session to be held on Tuesday, September 2, 2014 at 6:00 P.M., for Personnel Matter; City Administrator’s 6-month review
- E. Schedule a Governing Body Work Session to be held on Monday, November 3, 2014 to Review Fee Policy; Proposed 2015 Fee Schedule

**ADJOURN**

**Mayor and City Council**




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Leawood operates under a Council/Mayor form of government, with a separately elected mayor and 8 council persons. Council members are elected on a non-partisan basis from 4 wards. The Council develops policies and provides direction for the professional city administration. Regular meetings of the Leawood City Council are held the first and third Mondays of each month beginning at 7:30 PM. Copies of the agenda are available at the Office of the City Clerk on the Friday prior to the meeting.

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**Number of Votes Required:**

**Non-zoning Ordinances:** Majority of the members-elect of the City Council [5]

**Charter Ordinances:** 2/3 of members-elect of Governing Body [6]

**Zoning Ordinances and other Planning Commission Recommendations:**

- **Passage of Ordinances Subject to Protest Petition:** ¾ majority of members of Governing Body [7]
- **Approving Planning Commission Recommendation:** Majority of the members-elect of the City Council [5]
- **Remanding to Planning Commission:** Majority of the members-elect of the City Council [5]
- **Approving, Overriding, Amending or Revising Recommendation after Remand:** Majority of the members-elect of the City Council [5]
- **Overriding, Amending or Revising Recommendation:** 2/3 majority of membership of Governing Body [6]

**Note:** Mayor may cast deciding vote when vote is one less than required.

<b>2014 SCHEDULED WORK SESSIONS</b>			
<b>DATE</b>	<b>TIME</b>	<b>SUBJECT</b>	<b>LOCATION</b>
<b>July 7</b>	<b>5:30 P.M.</b>	Presentation of Pedestrian/Bicycle Friendly Study	<b>Council Chambers</b>
<b>July 21</b>	<b>6:00 P.M.</b>	Continued discussion from March 3, 2014 Work Session on Placement of Paley Art Piece; and Discussion of Public Art for Justice Center	<b>Main Conf. Room</b>
<b>August 18</b>		<b>NO WORK SESSION OR REGULAR MEETING</b>	
<b>September 2</b>	<b>6:00 P.M.</b>	<b>Executive Session – Personnel Matter; City Administrator’s 6-month review</b>	<b>Main Conf. Room</b>
<b>September 15</b>	<b>6:00 P.M.</b>	Discuss consideration of funding Economic Development position with Leawood Chamber of Commerce	<b>Main Conf. Room</b>
<b>November 3</b>	<b>6:00 P.M.</b>	Review Fee Policy; Proposed 2015 Fee Schedule	<b>Main Conf. Room</b>
<b>November 17</b>	<b>6:00 P.M.</b>	Holiday Lighting Ceremony	<b>City Hall Courtyard</b>